

MINUTES OF THE JOINT EXECUTIVE APPROPRIATIONS COMMITTEE

March 1, 2002 at 5:00 P. M.

Room 303, State Capitol Building

Members Present: Sen. Leonard Blackham, Committee Co-Chair
Rep. Jeff Alexander, Committee Co-Chair
Sen. Ron Allen
Sen. Gene Davis
Sen. Mike Dmitrich
Sen. Karen Hale
Pres. Al Mansell
Sen. Steve Poulton
Sen. John Valentine
Rep. Patrice Arent
Rep. Ralph Becker
Rep. Jackie Biskupski
Rep. Greg Curtis
Rep. Brad King
Speaker Martin Stephens
Rep. David Ure

Sen. Bill Hickman, Vice-Chair
Rep. Ron Bigelow, Vice Chair

Members Absent: Sen. Peter Knudson
Rep. Kevin Garn

Staff Present: John Massey, Legislative Fiscal Analyst
Michael Kjar, Deputy Director
Linda Hansen, Secretary
Leslie Clark, Secretary

Others Present:

List of Others Present on File:

Committee Co-Chair Blackham called the meeting to order at 5:50 p.m.

1. Budget Review and Approval

MOTION: Rep. Alexander made a motion to reconsider action and reopen the budget.

The motion passed unanimously.

Capital Facilities and Administrative Services

Kevin Walthers, Fiscal Analyst, said there are five items to address in regard to the budget recommendation. Mr. Walthers said one is an overlooked rate impact, three intent statements, and approved language omitted from the original document.

Mr. Walthers indicated that due to time constraints, the Subcommittee was unable to approve a supplemental rate increase for utility costs incurred by DFCM in FY 2002. The rates are attached to the Memorandum handed out to the Committee. He said approval of the rates is not approval of funding – this will allow DFCM to charge agencies for their actual costs.

MOTION: Rep. Alexander made a motion to approve the rates and fees.

The motion passed unanimously.

Mr. Walthers reviewed Intent Language on Page 11, Item 13.

MOTION: Sen. Valentine made a motion to replace and modify the Intent Language as follows:

It is the intent of the Legislature that the Division of Fleet Operations work with the agencies to reduce the size of the fleet except for vehicles with sworn officers by 5 percent by the end of fiscal year 2003.

The motion passed unanimously.

Mr. Walthers reviewed the Intent Language on Page 12, Item 18 and Item 28 on Page 13.

MOTION: Speaker Stephens made a motion to delete Item 28 on Page 13 as follows:

It is the intent of the Legislature that the following projects shall be considered the Legislature's top capital priorities for the 2003 General Session:

*Archives project, with cost-benefit analysis for co-location downtown;
SUU Teacher Education Building;*

*SLCC Health Sciences Building;
CEU Fine Arts Facility;
UCAT Vernal Project.*

SUBSTITUTE MOTION Rep. Becker made a substitute motion to include the University of Utah and Utah State University libraries and delete UCAT Vernal Project.

A request was made for division of the substitute motion by Sen. Valentine with the first part to include the two library projects and the second part to delete UCAT Vernal Project.

The first part of the substitute motion failed with Sens. Blackham, Mansell, Poulton, Valentine, and Reps. Curtis, Stephens, Ure, and Alexander voting in opposition.

The second part of the substitute motion failed with Sens. Blackham, Mansell, Poulton, Valentine, and Reps. Curtis, Stephens, Ure, and Alexander voting in opposition.

The original motion passed with Reps. Arent, Becker, Biskupski and King voting in opposition.

MOTION: Co-Chair Alexander made a motion to adopt the following Intent Language:

It is the intent of the Legislature that for the Wasatch Campus project, Utah Valley State College and the Division of Facilities Construction and Management not pay any impact or connection fees to local governmental entities for utilities or other infrastructure as local governmental entities have committed to cover these costs.

The motion passed unanimously.

MOTION: Co-Chair Alexander moved to approve budget reductions of \$9,668,100 for FY 2002 and \$62,650,100 for FY 2003 as identified on Page 4 Line 132, Columns D and E of the handout titled "Executive Appropriations Committee, March 3, 2002, 4:16 p.m. These reductions will be from the General Fund, Uniform School Fund, and Income Tax Funds.

The motion passed with Reps. Arent, Becker, Biskupski and King voting in

opposition.

MOTION: Co-Chair Alexander made a motion to approve the additional revenue and funding shifts as identified on Page 6, Line 174.

The motion passed unanimously.

MOTION: Co-Chair Alexander made a motion to approve the budget restorations and additional expenditures as identified on Page 7, Line 215 of the handout titled Restorations and Additional Expenditures.

SUBSTITUTE MOTION: Rep. Arent made a substitute motion to adopt the original motion and to reduce the DFCM Capital Budget program on Page 37 under the Capital Facilities and Administrative Services tab of the Subcommittee recommendations by \$19,000,000 from the General Fund, and to increase the Public Education budget on Page 7 under the Minimum School Program of the Subcommittee recommendations by \$19,000,000, with \$500,000 to State Office of Education for Reading Clinic.

The substitute motion failed with Sens. Blackham, Allen, Davis, Dmitrich, Mansell, Poulton, Valentine, and Reps. Curtis, Stephens, Ure, and Alexander voting in opposition.

The original motion passed with Sen. Hale and Reps. Arent, Becker, Biskupski and King voting in opposition.

MOTION: Co-Chair Alexander made a motion to approve the use of the Rainy Day Fund in the amount of \$45,291,000.

The motion passed unanimously.

MOTION: Co-Chair Alexander made a motion that health and dental insurance benefit increases be paid as recommended by Group Insurance; and the retirement rates also be adjusted by the rates as recommended by the State Retirement Board.

The motion passed unanimously.

MOTION: Co-Chair Alexander made a motion to adopt the Weighted Pupil Unit at \$2,132.00.

SUBSTITUTE MOTION: Rep. King made a substitute motion to adopt the original motion and reduce the Centennial Highway program by \$7,000,000 from the General Fund.

MOTION: Rep. King further moved to increase the Department of Health budget by \$4,999,500 from the General Fund to be distributed to the following programs:

Medicaid - Prescription Drugs	\$1,482,000	Page 44
Medicaid - Breast & Cervical Cancer	117,500	Page 44
CHIP	3,400,000	Page 45

MOTION: Rep. King further moved to increase the Human Services budget by \$2,000,500 from the General Fund to be distributed to the following programs:

Foster Care	333,100	Page 22
Aging Services - Local Governments	1,000,000	Page 23
Drug Courts	667,400	Page 16

Sen. Valentine requested a division of the motion with the first part adopting Weighted Pupil Unit at \$2,132. and the second part reducing the Centennial Highway program increasing Health and Human Services.

The first part of the motion to adopt the Weighted Pupil Unit at \$2,132 passed unanimously.

The second part of the motion to reduce the Centennial Highway program failed with Sens. Blackham, Allen, Davis, Dmitrich, Mansell, Poulton, Valentine, and Reps Curtis, Stephens, Ure and Alexander voting in opposition.

Commerce & Revenue - Applied Technology Education

MOTION: Co-Chair Alexander made a motion to adjust the FY 2002 budget reduction for the Utah College of Applied Technology in the amount of \$685,200 in one-time Income Tax Revenue as shown in the following table in Column B.

MOTION: Co-Chair Alexander further moved to adjust the FY 2003 budget reduction for the Utah College of Applied Technology in the amount of \$2,055,000 in Income Tax Revenue as shown in the following table in Column C.

MOTION: It was further moved by Co-Chair Alexander to transfer the Utah College of Applied Technology Development line item in the amount of \$1,598,800 in FY 2003 to the regional applied technology colleges based on membership hours as indicated on the following table in Column D.

A	UCAT		D FY 2003 Allocation of Funding Development
	B FY 2002 Add- Back	C FY 2003 Add- Back	
Bridgerland ATC	\$136,900	340,100	329,900
Central ATC	26,400	62,500	49,000
Davis ATC	134,900	335,000	362,900
Dixie ATC	14,100	34,000	24,800
Mountainlands ATC	39,700	96,400	114,900
Ogden-Weber ATC	148,800	369,800	390,200
Salt Lake-Tooele ATC	42,900	97,200	47,900
Southeast ATC	16,100	38,400	41,000
Southwest ATC	22,900	56,600	74,500
Utah Basin ATC	71,900	177,700	163,700
Administration	0	26,900	0
Custom Fit	0	246,500	0
Development	30,600	109,500	(1,598,800)
Equipment	0	64,400	0
Total	\$685,200	\$2,055,000	\$0

MOTION: Co-Chair Alexander moved to reconsider the following motion previously approved in Executive Appropriations on January 17, 2002:

‘I move to direct the Office of Legislative Research and General Counsel to draft legislation that gives the President of the Utah College of Applied Technology the authority to make reductions across line items in the amount of \$367,000 adopted by the Legislature for each institution, with the approval of the Utah College of Applied Technology Board of Trustees.’

MOTION: Co-Chair Alexander moved to change the previous motion to Intent Language as follows:

It is the intent of the Legislature that all budget requests for the Utah College of Applied Technology flow from the regional applied technology boards of each regional applied technology college to the Utah College of Applied Technology Board of Trustees to be prioritized and submitted to the Legislature.

The motion passed unanimously.

Transportation and Environmental Quality

MOTION: Sen. Dmitrich made a motion to restore the Intent Language related to UDOT and Mineral Lease as written on Page 42 under the Transportation and Environmental Quality tab of the Subcommittee reports.

The motion passed unanimously.

Human Services - Division of Services for People with Disabilities

MOTION: Co-Chair Alexander made a motion to reconsider action of February 28 regarding the budget for the Division of Services for People with Disabilities and moved to delete the last six programs and associated expenditure levels in the Division of Services for People with Disabilities as shown on Page 19 of the Subcommittee report and replace them with the following four programs and expenditure levels.

New Programs:	FY 2003
DD/MR Waiver Services	\$87,905,300
Brain Injury Waiver Services	1,570,100
Physical Disability Waiver Services	1,255,900
Non-waiver Services	6,141,100
Total	\$96,872,400

The motion passed unanimously with Speaker Stephens absent at the time of voting.

MOTION: Rep. Ure made a motion that it be the intent of the Legislature that if House Bill 248 passes, all savings from local health insurance premiums shall be used to provide services for clients of local health departments, mental health, aging services, and substance abuse authorities.

The motion passed unanimously with Speaker Stephens absent at the time of voting.

MOTION: Rep. Ure made a motion that it be the intent of the Legislature that the compensation package for Fiscal Year 2003 for employees of the School and

Institutional Trust Lands Administration not exceed the legislatively approved compensation package for employees in other departments.

The motion passed with Sen. Allen voting in opposition and Speaker Stephens absent at the time of voting.

Commerce and Revenue - Public Service Commission

MOTION: Co-Chair Alexander made a motion to add \$53,900 in General Fund to the Public Service Commission budget.

The motion passed unanimously with Speaker Stephens absent at the time of voting.

Executive Office and Criminal Justice - Department of Public Safety

MOTION: Sen. Valentine made a motion to increase the General Fund Restricted - Public Safety Support Fund by \$167,000 beginning FY 2003 for the Peace Officer Standards and Training Line Item with in the Department of Public Safety Budget. This does not affect the State General Fund.

The motion passed unanimously with Sen. Poulton, and Reps. Curtis and King absent at the time of voting.

MOTION: Co-Chair Alexander made a motion that \$2,000,000 restored to the FACT program for the Department of Human Services.

The motion passed unanimously with Rep. Becker, Curtis and King absent at the time of voting.

Public Education - State Office of Rehabilitation

MOTION: Speaker Stephens made a motion that the FY 2003 budget of State Office of Education Rehabilitation Vocational growth be reduced \$375,000 and increase the State Office of Education Reading Clinic \$375,000 one-time funding.

The motion passed unanimously.

MOTION: Rep. Arent made a motion to reduce IAF by \$2,000,000 to go to Public Education.

The motion failed with Sens. Blackham, Allen, Davis, Dmitrich, Mansell, Poulton, Valentine, and Reps. Alexander, Curtis, Stephens and Ure voting in opposition.

Health Department

MOTION: Sen. Poulton made a motion to reduce the General Fund for the Department of Health, Epidemiology and Laboratory Services line item, Bureau of Food Safety and Environmental Health by \$115,700, reflecting the elimination of two FTE positions and increase funding by \$115,700 Medicaid Breast and Cervical Cancer Treatment.

The motion passed with Rep. Becker voting in opposition.

MOTION: Co-Chair Alexander made a motion to authorize the Legislative Fiscal Analyst to prepare the Appropriations Act; the School Finance Act; based on approved actions to date of the Executive Appropriations Committee and, in consultation with the Co-Chairs of the Executive Appropriations Committee, make any other technical and non-substantive corrections as necessary. The Legislative Fiscal Analyst be authorized to make appropriate adjustments between funding sources and fiscal years in order to balance the overall budget in preparation of the various appropriations bill. Where appropriate, nonlapsing language may be added for FY 2002.

The motion passed unanimously.

Public Education - State Office of Education

MOTION: Rep. King made a motion to amend the Utah State Office of Education's FY 2003 budget on Page 11 by increasing the Uniform School Fund by \$50,000 from \$25,560,500 to \$25,610,500, and decrease the FY 2003 Uniform School Fund for Educational Contracts on Page 17 by \$50,000 from \$3,928,300 to \$3,878,300.

There were comments made on the motion and it was agreed that the motion will be considered with the supplementals.

MOTION: Co-Chair Alexander made a motion to adjourn.

The meeting was adjourned at 7:00 p.m.

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Minutes were reported by Linda Hansen and Leslie Clark, Secretaries.

Sen. Leonard Blackham, Co-Chair

Rep. Jeff Alexander, Co-Chair